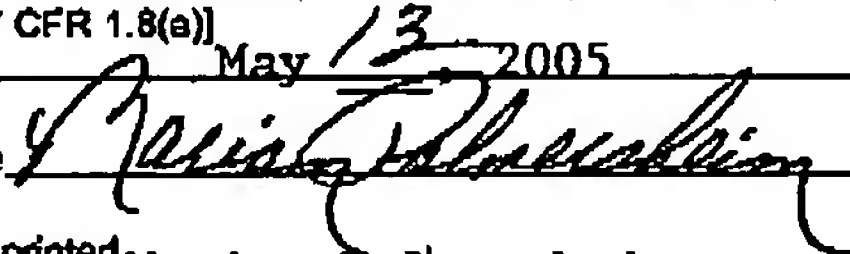
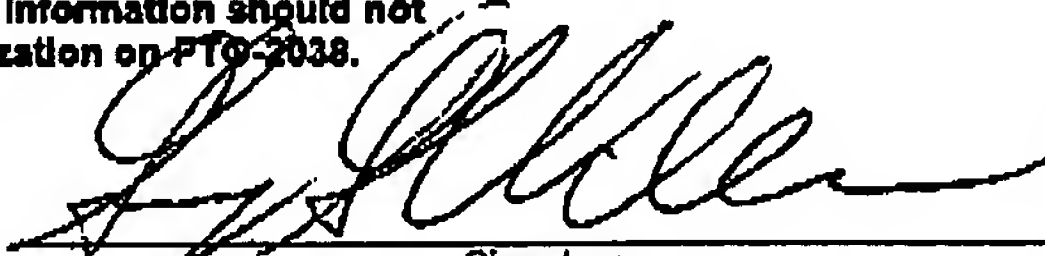


PTO/SB/31 (04-05)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) 03B1682
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on <u>May 13, 2005</u> Signature <u></u> Typed or printed name <u>Marian Palmersheim</u>	In re Application of <u>Ron M. Bean</u> Application Number <u>10/605,557</u> Filed <u>October 8, 2003</u> For <u>ADJUSTABLE TURKEY PAN CALL HOLDER</u> Art Unit <u>3714</u> Examiner <u>B. Miller</u>	
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.		
The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)).		\$ <u>500.00</u>
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:		\$ <u>250.00</u>
<input type="checkbox"/> A check in the amount of the fee is enclosed.		
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.		
<input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.		
<input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>19-2260</u> . I have enclosed a duplicate copy of this sheet.		
<input type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.		
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.		
I am the <input type="checkbox"/> applicant/inventor. <input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96) <input checked="" type="checkbox"/> attorney or agent of record. Registration number <u>31,681</u> <input type="checkbox"/> attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34, _____		<div style="text-align: center;">  Signature <u>GREGORY G. WILLIAMS</u> Typed or printed name <u>319-887-1368</u> Telephone number <u>May 13, 2005</u> Date </div>
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.		
<input checked="" type="checkbox"/> Total of <u>1</u> forms are submitted.		

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

05/16/2005 SDIRETA1 00000046 192260

01 FC:2401 250.00 DA

PAGE 5/6 * RCVD AT 5/13/2005 3:15:28 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-1/0 * DNIS:8729306 * CSID:319 887 1372 * DURATION (mm-ss):02-32

05/16/2005 SDIRETA1 00000046 10605557

01 FC:2401 250.00 DA

**THIS IS A CORRECTED SUBMISSION TO INCLUDE A
DUPLICATE COPY OF THE NOTICE OF APPEAL FOR
CHARGING OUR DEPOSIT ACCOUNT.**

Simmons, Perrine, Albright & Ellwood, P.L.C.

Attorneys and Counselors

115 Third Street SE, Suite 1200
Cedar Rapids, Iowa 52401-1266
Office Telephone: (319) 366-7641
Fax: (319) 366-1917

Third Floor Tower Place
22 South Linn Street
Iowa City, Iowa 52240
Office Telephone: (319) 887-1368
Fax: (319) 887-1372

Darrel A. Murr
James E. Shipman
Stephen J. Holtman
Iris L. Muschmore
Gregory M. Lecherer
James A. Gerk
Roger W. Steco
David A. Hatcher
David W. Kitcher
Matthew J. Brundage
James M. Peters
Leonard L. Strand
Mark H. Opden
Webb L. Wassenaar
Mark A. Roberts
Chad M. VonKampen

Gregory G. Williams
Nicolas Abco-Aspely
Allison M. Heffern
Lynn W. Hartman
Kathleen A. Kleiman
Paul P. Murr
Philip A. Burian
Christine L. Conover
David C. Kitcher
Michael F. Williams
Elizabeth V. Crespo
Patsy A. Thibault
James M. Starnes
Loriz Debra-Schweert
Lance R. Scherz
Richard G. Hilsman
Counsel

Harvey Y. Simmons (1888-1975)
Deahl T. Perrine (1932-1999)
William P. Ellwood (1905-1998)
Justin W. Albright (1908-2004)

REGISTERED PATENT
ATTORNEYS
Gregory G. Williams
Michael F. Williams

OF COUNSEL
James D. Snyder
Robert M. Jish

REGISTERED
John D. Carpenter

E-Mail Address: gwilliams@simmonsperine.com
Website: www.simmonsperine.com

Also licensed to practice in: 1 Illinois 2 Wisconsin 3 Missouri

FACSIMILE INFORMATION SHEET

DATE: May 13, 2005

TIME: 2:00 PM

RE: Application No: 10/605,557

Applicant: Ron M. Beam

CONFIDENTIALITY NOTICE: The information contained in this facsimile message and the documents accompanying this facsimile message are attorney privileged and confidential information intended only for the use of the individual or entity named below. If the reader of this message is not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone, and return the original message to us at the above address via the U. S. Postal Service. We will guarantee postage.

THE FOLLOWING PAGES ARE FOR
NAME OF INDIVIDUAL:

Examiner B. Miller

NAME OF FIRM/COMPANY:

USPTO - Group Art Unit 3714

FACSIMILE (FAX) NO.

703-872-9306

TRANSMITTING PARTY:

Gregory G. Williams

TOTAL NUMBER OF PAGES

(Including this Sheet):

6 PAGES

IF PROBLEMS WITH

TRANSMITTAL CONTACT:

MARIAN PALMERSHEIM

MESSAGE: THIS IS A SUBSTITUTE TRANSMISSION FOR THE ONE SENT AT 1:50 PM TODAY ON THIS SAME APPLICATION. I NEGLECTED TO INCLUDE A DUPLICATE COPY OF THE NOTICE OF APPEAL FOR CHARGING OUR

RECEIVED
CENTRAL FAX CENTER
MAY 13 2005

RECEIVED
MAY 16 2005
OPE/JCWS

May 13, 2005, 3:11PM No: SIMMONS, PERRINE-I.C

No. 6275 P. 2/6

Applicant: Ron M. Bean
Filed: October 8, 2003
Art Unit: 3714
Examiner: B. Miller
FOR: ADJUSTABLE TURKEY PAN CALL HOLDER

PTO/SB/97 (09-04)

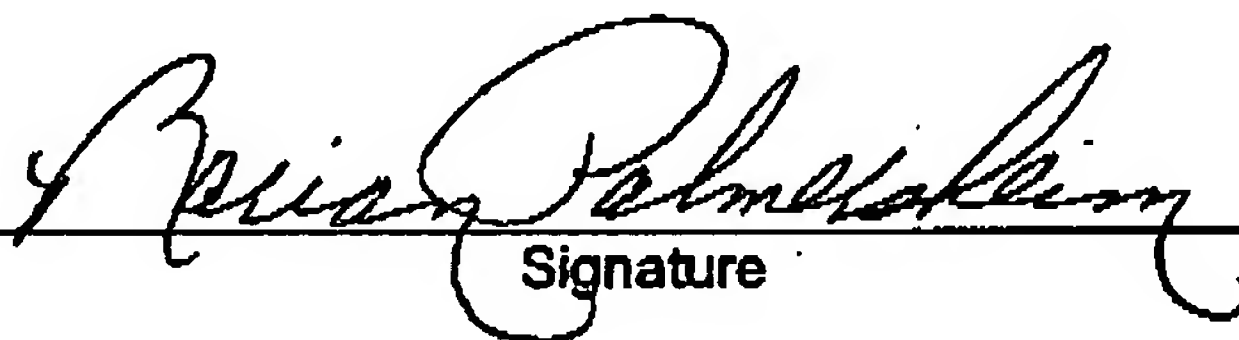
Approved for use through 07/31/2006. OMB 0851-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office

on May 13, 2005
Date


Signature

MARIAN PALMERSHEIM

Typed or printed name of person signing Certificate

Registration Number, if applicable

319-887-1368

Telephone Number

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

Fax cover sheet
Transmittal form
Fee transmittal form
Notice of Appeal (in duplicate)

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.


PTO/SB/21 (09-04)

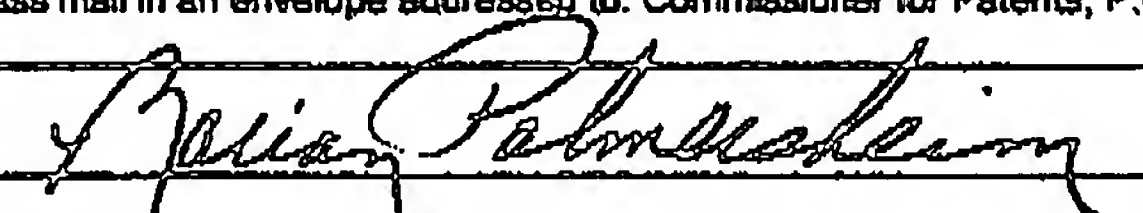
Approved for use through 07/31/2008. OMB 0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/805,557
	Filing Date	OCTOBER 8, 2003
	First Named Inventor	RON M. BEAN
	Art Unit	3714
	Examiner Name	B. MILLER
Total Number of Pages in This Submission	Attorney Docket Number	0381682

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input checked="" type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	SIMMONS PERRINE ALBRIGHT & ELLWOOD, P.L.C.	
Signature		
Printed name	GREGORY G. WILLIAMS	
Date	MAY 13, 2005	Reg. No. 31,881

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:		
Signature		
Typed or printed name	MARIAN PALMERSHEIM	Date MAY 13, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

May 13, 2005 3:12PM

SIMMONS, PERRINE-I.C

RECEIVED
CENTRAL FAX CENTER

No. 6275 P. 4/6

MAY 13 2005

PTO/SB/17 (12-04v2)

Approved for use through 07/31/2008. OMB 0851-0032

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995 no persons are required to respond to a collection of information unless it displays a valid OMB control number

Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818). FEE TRANSMITTAL For FY 2005		Complete if Known	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Application Number	10/605,557
TOTAL AMOUNT OF PAYMENT (\$) 250.00		Filing Date	OCTOBER 8, 2003
		First Named Inventor	RON M. BEAN
		Examiner Name	B. MILLER
		Art Unit	3714
		Attorney Docket No.	03B1682

METHOD OF PAYMENT (check all that apply)	
<input type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> None <input type="checkbox"/> Other (please identify): _____	<input checked="" type="checkbox"/> Deposit Account Deposit Account Number: <u>19-2280</u> Deposit Account Name: <u>SIMMONS PERRINE ET AL.</u>
For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)	
<input checked="" type="checkbox"/> Charge fee(s) indicated below	<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee
<input checked="" type="checkbox"/> Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17	<input type="checkbox"/> Credit any overpayments
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2039.	

FEE CALCULATION							
1. BASIC FILING, SEARCH, AND EXAMINATION FEES							
Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	
2. EXCESS CLAIM FEES							
Fee Description						Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)						50	25
Each independent claim over 3 (including Reissues)						200	100
Multiple dependent claims						360	180
Total Claims						Multiple Dependent Claims	
Extra Claims Fee (\$) - 20 or HP = _____ x _____ = _____						Fee (\$) Fee Paid (\$) _____	
HP = highest number of total claims paid for, if greater than 20.							
Indep. Claims							
Extra Claims Fee (\$) - 3 or HP = _____ x _____ = _____						Fee (\$) Fee Paid (\$) _____	
HP = highest number of independent claims paid for, if greater than 3.							
3. APPLICATION SIZE FEE							
If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).							
Total Sheets		Extra Sheets	Number of each additional 50 or fraction thereof		Fee (\$)	Fees Paid (\$)	
- 100 = _____		/ 50 = _____	(round up to a whole number) x _____			_____	
4. OTHER FEE(S)							
Non-English Specification, \$130 fee (no small entity discount)						Fees Paid (\$)	
Other (e.g., late filing surcharge): NOTICE OF APPEAL						\$250.00	

SUBMITTED BY		
Signature	Registration No. (Attorney/Agent) 31,681	Telephone 319-887-1368
Name (Print/Type) GREGORY G. WILLIAMS		Date MAY 13, 2005

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.